

400 Garden City Plaza  
Garden City, New York 11530  
(516) 742-4343 - Telephone  
(516) 742-4366 - Facsimile  
e-mail: lntprop@ssmp.com

**SCULLY, SCOTT, MURPHY  
& PRESSER****Fax****RECEIVED  
CENTRAL FAX CENTER****JAN 28 2005**

**To:** Examiner Ron E. Pompey **From:** Leslie S. Szivos, Ph.D.  
**Fax:** 703 872-9306 **Pages:** 20 Including Cover Sheet  
**Phone:** **Date:** 1/28/2005  
**Re:** US Application No. 09/884,670  
Filing Date: October 17, 2003 **CC:**  
Docket No. YOR920010104US1 (14270)

☐ **Urgent** ☐ **For Review** ☐ **Please Comment** ☐ **Please Reply** ☐ **Please Recycle**

**Attached hereto is:**


1. Response Under 37 C.F.R. §1.116
2. Amendment Transmittal (in duplicate)
3. Certificate of Facsimile

**CONFIDENTIALITY:** The documents accompanying this facsimile transmission may contain information which is either confidential or legally privileged and is intended only for the authorized use of the individual or entity named above without right or publication or republication, dissemination or disclosure except as expressly set forth or established by course of dealing. All rights are reserved. If you are not the intended recipient, you are hereby notified that any disclosure, copying, distribution or use of the contents of this facsimile is prohibited. If you received this transmission in error, please notify us immediately by telephone to arrange for return of the documents.


If you have any problems concerning this facsimile, please call (516) 742-4343 and ask for Janelle Ward @ ext. 588.

CERTIFICATE OF TRANSMISSION BY FACSIMILE (37 CFR 1.8)			Docket No.
Applicant(s): Stephen R. Fox, et al.			YOR920010104US1 (14270)
Application No. 09/884,670	Filing Date June 19, 2001	Examiner Ron Everett Pompey	Group Art Unit 2812
Invention: DIVOT REDUCTION IN SIMOX LAYERS			

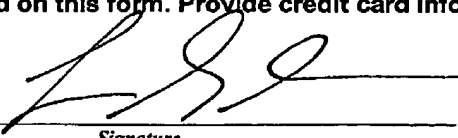
I hereby certify that this \_\_\_\_\_  
**Response Under 37 C.F.R. 1.116**  
*(Identify type of correspondence)*  
is being facsimile transmitted to the United States Patent and Trademark Office (Fax. No. 703 872-9306)  
on January 28, 2005  
*(Date)*

\_\_\_\_\_  
**Leslie S. Szivos, Ph.D. Registration No. 39,394**  
*(Typed or Printed Name of Person Signing Certificate)*  
  
\_\_\_\_\_  
*(Signature)*

Note: Each paper must have its own certificate of mailing.

<b>AMENDMENT TRANSMITTAL LETTER (Large Entity)</b>					Docket No. <b>YOR920010104US1 (14270)</b>	
Applicant(s): <b>Stephen R. Fox, et al.</b>						
Application No. <b>09/884,670</b>	Filing Date <b>June 19, 2001</b>	Examiner <b>Ron. E Pompey</b>	Customer No. <b>23389</b>	Group Art Unit <b>2812</b>	Confirmation No. <b>4482</b>	
Invention: <b>DIVOT REDUCTION IN SIMOX LAYERS</b>						
<u>COMMISSIONER FOR PATENTS:</u>						
Transmitted herewith is an amendment in the above-identified application.						
The fee has been calculated and is transmitted as shown below.						
<b>CLAIMS AS AMENDED</b>						
	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST # PREV. PAID FOR	NUMBER EXTRA CLAIMS PRESENT	RATE	ADDITIONAL FEE	
TOTAL CLAIMS	38 -	47 =	0	x \$50.00	\$0.00	
INDEP. CLAIMS	2 -	3 =	0	x \$200.00	\$0.00	
Multiple Dependent Claims (check if applicable) <input type="checkbox"/>					\$0.00	
<b>TOTAL ADDITIONAL FEE FOR THIS AMENDMENT</b>					<b>\$0.00</b>	
<input checked="" type="checkbox"/> No additional fee is required for amendment. <input type="checkbox"/> Please charge Deposit Account No. _____ in the amount of _____ <input type="checkbox"/> A check in the amount of _____ to cover the filing fee is enclosed. <input checked="" type="checkbox"/> The Director is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account <b>50-0510/IBM</b> <input checked="" type="checkbox"/> Any additional filing fees required under 37 C.F.R. 1.16. <input checked="" type="checkbox"/> Any patent application processing fees under 37 CFR 1.17. <input type="checkbox"/> Payment by credit card. Form PTO-2038.						
<b>WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.</b>						
 _____ <i>Signature</i>			Dated: <b>January 28, 2005</b>			
CC:			<div style="border: 1px solid black; padding: 5px;"> <p>_____ hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on _____</p> <p style="text-align: center;">(Date)</p> <p style="text-align: center;">_____ Signature of Person Mailing Correspondence</p> <p style="text-align: center;">_____ Typed or Printed Name of Person Mailing Correspondence</p> </div>			

P11LARGE/REV09

<b>AMENDMENT TRANSMITTAL LETTER (Large Entity)</b>				<b>Docket No.</b> <b>YOR920010104US1 (14270)</b>	
<b>Applicant(s): Stephen R. Fox, et al.</b>					
<b>Application No.</b> 09/884,670	<b>Filing Date</b> June 19, 2001	<b>Examiner</b> Ron. E Pompey	<b>Customer No.</b> 23389	<b>Group Art Unit</b> 2812	<b>Confirmation No.</b> 4482
<b>Invention: DIVOT REDUCTION IN SIMOX LAYERS</b>					
<b><u>COMMISSIONER FOR PATENTS:</u></b>					
Transmitted herewith is an amendment in the above-identified application. The fee has been calculated and is transmitted as shown below.					
<b>CLAIMS AS AMENDED</b>					
	<b>CLAIMS REMAINING AFTER AMENDMENT</b>	<b>HIGHEST # PREV. PAID FOR</b>	<b>NUMBER EXTRA CLAIMS PRESENT</b>	<b>RATE</b>	<b>ADDITIONAL FEE</b>
<b>TOTAL CLAIMS</b>	38 -	47 =	0	x \$50.00	\$0.00
<b>INDEP. CLAIMS</b>	2 -	3 =	0	x \$200.00	\$0.00
<b>Multiple Dependent Claims (check if applicable)</b> <input type="checkbox"/>					\$0.00
<b>TOTAL ADDITIONAL FEE FOR THIS AMENDMENT</b>					\$0.00
<input checked="" type="checkbox"/> No additional fee is required for amendment. <input type="checkbox"/> Please charge Deposit Account No. _____ in the amount of _____ <input type="checkbox"/> A check in the amount of _____ to cover the filing fee is enclosed. <input checked="" type="checkbox"/> The Director is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account 50-0510/IBM <input checked="" type="checkbox"/> Any additional filing fees required under 37 C.F.R. 1.16. <input checked="" type="checkbox"/> Any patent application processing fees under 37 CFR 1.17. <input type="checkbox"/> Payment by credit card. Form PTO-2038. <b>WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.</b>					
 _____ <i>Signature</i>			<b>Dated: January 28, 2005</b>		
<b>CC:</b>			<div style="border-bottom: 1px solid black; padding-bottom: 5px;">I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on _____ (Date)</div> <div style="border-bottom: 1px solid black; padding-bottom: 5px;">_____ Signature of Person Mailing Correspondence</div> <div style="border-bottom: 1px solid black; padding-bottom: 5px;">_____ Typed or Printed Name of Person Mailing Correspondence</div>		

P11LARGE/REV09

**RECEIVED  
CENTRAL FAX CENTER**

JAN 28 2005

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE****Applicant(s):** Stephen R. Fox, et al.**Examiner:** Ron E. Pompey**Serial No:** 09/884,670**Art Unit:** 2812**Filed:** June 19, 2001**Docket:** YOR920010104US1 (14270)**For:** DIVOT REDUCTION IN  
SIMOX LAYERS**Dated:** January 28, 2005**Confirmation No.** 4482Mail Stop AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450**RESPONSE UNDER 37 C.F.R. § 1.116**

Sir:

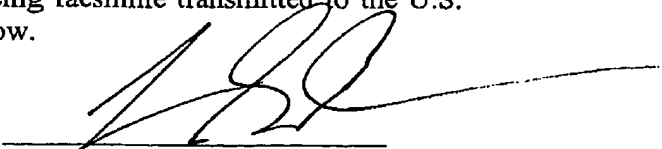
In response to the Office Action dated November 30, 2004, applicants submit the following amendments and remarks for entry of record in the above-identified patent application.

---

**CERTIFICATION OF FACSIMILE TRANSMISSION**

I hereby certify that this paper is being facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below.

Dated: January 28, 2005

  
\_\_\_\_\_  
Leslie S. Szivos